

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

<b>MICHAEL P. AND SHELLIE GILMOR,</b>	)	
	)	
<b>Plaintiffs,</b>	)	
	)	
<b>v.</b>	)	<b>Case No. 4:10-cv-00189-ODS</b>
	)	
<b>PREFERRED CREDIT CORPORATION,</b>	)	
<b>et al.,</b>	)	
	)	
<b>Defendants.</b>	)	

**DEFENDANT RESIDENTIAL FUNDING COMPANY, LLC’S STATEMENT OF  
CLARIFICATION REGARDING THE STATUS OF ITS RESPONSIVE PLEADINGS  
TO PLAINTIFFS’ SIXTH AMENDED PETITION**

Defendant Residential Funding Company, LLC (“RFC”), files this statement of clarification regarding the status of its responsive pleading to Plaintiffs’ Sixth Amended Petition.

1. In its April 28, 2010 Order Directing Parties to Submit Status Report And Documents (dkt. 49), the Court ordered that “all parties who have not filed an Answer to the Sixth Amended Petition (in either state or federal court) shall do so on or before June 4, 2010.”

2. RFC (along with other defendants) currently has a filed motion to dismiss Plaintiff’s Sixth Amended Petition pending in this action.

4. Accordingly, as RFC understands the Court’s Order, it is not filing an answer at this time because its pending motion to dismiss is its responsive pleading to Plaintiffs’ Sixth Amended Petition and that responsive pleading has already been filed.

Respectfully submitted,

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ATTORNEYS FOR DEFENDANTS  
RESIDENTIAL FUNDING COMPANY, LLC  
AND JPMORGAN CHASE BANK, NA, AS  
FORMER TRUSTEE

**CERTIFICATE OF SERVICE**

I hereby certify that on June 4, 2010, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system which sent notification of such filing to all counsel of record. I hereby further certify that on June 4, 2010, I have mailed by United States Postal Service the document to the following non CM/ECF participants:

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s/ Craig S. O'Dear  
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Company, LLC and JPMorgan Chase Bank,  
NA, as Former Trustee